

**CITY OF LAGUNA HILLS
CITY COUNCIL/PLANNING AGENCY**

**REGULAR MEETING
MINUTES
Tuesday, July 11, 2017**

GENERAL BUSINESS - CONVENING AT 7:00 PM

CALL TO ORDER

The meeting was called to order at 7:01 p.m. by Mayor Don Sedgwick.

PLEDGE OF ALLEGIANCE: COUNCIL MEMBER HEFT

ROLL CALL OF CITY COUNCIL MEMBERS

Attendee Name	Title	Status	Arrived
Don Sedgwick	Mayor	Present	
Melody Carruth	Mayor Pro Tempore	Present	
Dore J. Gilbert, M.D.	Council Member	Present	
Janine Heft	Council Member	Present	
Barbara D. Kogerman	Council Member	Present	

CLOSED SESSION REPORT

There was no Closed Session report.

1. PRESENTATIONS AND PROCLAMATIONS

1.1 Laguna Hills Chamber of Commerce Presentation

Recommendation: The City Council received a presentation from Clement Pepe, President of the Laguna Hills Chamber of Commerce.

2. PUBLIC COMMENTS

3/5 MARINE SUPPORT COMMITTEE

Laura Dickson, a Laguna Hills resident, stated that the 3/5 Dark Horse Committee is a Chamber Member, requested the City's continued support for the Committee, and announced the "Team Dark Horse Ride for Valor" to be held on Sunday, July 30, 2017, at CycleBar located in Laguna Hills.

CORRESPONDENCE FROM STEPHEN WONTROBSKI

Steven Wontrobski, a Mission Viejo resident, electronically submitted correspondence which he requested be submitted as written public comment regarding the OCFA UAAL pension liability.

3. CONSENT CALENDAR

Motion to approve the Consent Calendar, with Mayor Pro Tempore Carruth removing Item No. 3.4:

RESULT:	APPROVED [5 TO 0]
MOVER:	Barbara D. Kogerman, Council Member
SECONDER:	Melody Carruth, Mayor Pro Tempore
AYES:	Don Sedgwick, Mayor; Melody Carruth, Mayor Pro Tempore; Dore J. Gilbert, M.D., Council Member; Janine Heft, Council Member; Barbara D. Kogerman, Council Member

3.1 Waive Reading in Full of all Ordinances and Resolutions on the Agenda

Recommendation: That the City Council waive reading in full of all Ordinances and Resolutions on the Agenda and declare that said titles which appear on the Public Agenda shall be determined to have been read by title and further reading waived.

3.2 Approval of Minutes for June 13, 2017, Regular Meeting

Recommendation: That the City Council approve the Minutes for the June 13, 2017, Regular Meeting.

3.3 Approval of Warrant Register for Period Ended July 11, 2017

Recommendation: That the City Council approve the Warrant Register in the amount of \$1,076,038.84.

3.5 Proposed Lease with Fay Blix, an Individual, for 24031 El Toro Road, Suite 301, Laguna Hills, California

Recommendation: That the City Council approve the lease with Fay Blix, an Individual, for 24031 El Toro Road, Suite 301, Laguna Hills, California, and authorize the City Manager to execute the Lease.

3.6 Progress Payment No. 3, Final, and Contract Change Order No. 1, for Arterial Pavement Management Project Street Rehabilitation, CIP No. 175

Recommendation: That the City Council Approve Contract Change Order No. 1 and Progress Payment No. 3, Final, in the Net Amount of \$42,535.15, to Hardy & Harper, Inc., for the Arterial Pavement Management Project Street Rehabilitation, CIP No. 175, and authorize the filing of the Notice of Completion and subsequent release of retention in 35 Days, if no liens have been filed.

3.7 Participation in the Countywide Public Mass Notification System - "Alert OC"

Recommendation: That the City Council approve the Memorandum of Understanding between the County of Orange and the City of Laguna Hills for use of the Countywide Emergency Public Mass Notification System, "Alert OC," and authorize the City Manager to execute the Memorandum of Understanding.

3.8 Designation of Voting Delegate for League of California Cities Annual Conference

Recommendation: That the City Council appoint Mayor Sedgwick as the Voting Delegate for the League of California Cities Annual Conference.

ITEMS REMOVED FROM THE CONSENT CALENDAR

3.4 Second Reading and Adoption of Ordinance Amending Chapters 9-04 (Definitions), 9-10 (Zoning Districts Established), 9-30 (MXU Mixed-Use District), and 9-44 (Access and Parking) of Title 9 (Zoning and Subdivisions) of the Laguna Hills Municipal Code to Permit Indoor Vehicle Impound and Indoor Towing Facilities Within the Mixed-Use Zoning District

Council Member Heft stated that after consulting with the City Attorney, she will be recusing herself from participating in any decision regarding Agenda Item No. 3.4. She stated that it has come to her attention that the applicant is a former client of her company; she works in the commercial and residential real estate industry. She further stated that although the applicant is not, and has never been a source of income to her or to her real estate business, out of an abundance of caution, and upon the advice of legal counsel, she will be recusing herself from participating in any decision concerning this item.

Mayor Pro Tempore Carruth removed Item No. 3.4 from the Consent Calendar to allow for consistency as she will be voting against the Item.

Recommendation: That the City Council adopt Ordinance No. 2017-4, An Ordinance of the City of Laguna Hills, California, Adopting Zoning Text Amendment No. 12-16-3724 Amending Chapters 9-04 (Definitions), 9-10 (Zoning Districts Established), 9-30 (MXU Mixed-Use District), and 9-44 (Access and Parking) of Title 9 (Zoning and Subdivisions) of the Laguna Hills Municipal Code to Permit Indoor Vehicle Impound and Indoor Towing Facilities within the Mixed-Use Zoning District.

RESULT:	APPROVED [3 TO 1]
MOVER:	Barbara D. Kogerman, Council Member
SECONDER:	Dore J. Gilbert, M.D., Council Member
AYES:	Don Sedgwick, Mayor; Dore J. Gilbert, M.D., Council Member; Barbara D. Kogerman, Council Member
NAYS:	Mayor Pro Tempore Carruth
RECUSED:	Janine Heft, Council Member

4. PLANNING AGENCY

Mayor Sedgwick recessed the City Council meeting and acting in the capacity of Chair, called the Regular Meeting of the Planning Agency of the City of Laguna Hills, California, to order at 7:16 p.m.

4.1 ROLL CALL OF PLANNING AGENCY MEMBERS

Attendee Name	Title	Status	Arrived
Don Sedgwick	Chair	Present	
Melody Carruth	Vice Chair	Present	
Dore J. Gilbert, M.D.	Agency Member	Present	
Janine Heft	Agency Member	Present	
Barbara D. Kogerman	Agency Member	Present	

4.2 PUBLIC COMMENTS

There were no Public Comments.

4.3 APPROVAL OF MINUTES FOR JUNE 13, 2017, REGULAR MEETING

4.3.1 Approval of Minutes for June 13, 2017, Regular Meeting

Recommendation: That the Planning Agency approve the Minutes for the June 13, 2017, Regular Meeting.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Melody Carruth, Vice Chair
SECONDER:	Janine Heft, Agency Member
AYES:	Don Sedgwick, Chair; Melody Carruth, Vice Chair; Dore J. Gilbert, M.D., Agency Member; Janine Heft, Agency Member; Barbara D. Kogerman, Agency Member

4.4 ADMINISTRATIVE REPORTS

There were no Administrative Reports.

4.5 PLANNING AGENCY PUBLIC HEARINGS

There were no Planning Agency Public Hearings.

PLANNING AGENCY ADJOURNMENT

Mayor Sedgwick reconvened the City Council meeting at 7:17 p.m. All Council Members were present.

5. CITY COUNCIL PUBLIC HEARINGS

5.1 Zoning Text Amendment No. 1-17-3758, an Amendment to Title 9 (Zoning and Subdivisions) of the Laguna Hills Municipal Code, Updating Chapter 9-04 (Definitions) and Chapter 9-44 (Access and Parking) to Ensure Consistency with Chapter 4-28 (Massage Establishments) and Adding Parking Requirements for Massage Establishments, and an Amendment to Title 4 (Business Regulations), Modifying Chapter 4-28 (Massage Establishments) to Clarify the Process of Massage Establishment Operator's Permit Issuance

Senior Planner Wu reviewed the information provided in the Staff Report and provided a PowerPoint presentation.

Mayor Sedgwick opened the Public Hearing and upon seeing no one rise closed the Public Hearing.

Recommendation: That the City Council: (1) Conduct a Public Hearing; (2) Find and determine that the proposed activity is not subject to the California Environmental Quality Act (CEQA) per Sections 15060(c)(2) and 15060(c)(3) of the CEQA Guidelines; and (3) Introduce for first reading, read by title only, and waive further reading of an Ordinance entitled: “An Ordinance of the City of Laguna Hills, California, adopting Zoning Text Amendment No. 1-17-3758, an Amendment to Title 9 (Zoning and Subdivisions) of the Laguna Hills Municipal Code, updating Chapter (9-04) (Definitions) and Chapter 9-44 (Access and Parking) to ensure consistency with Chapter 4-28 (Massage Establishments) and adding Parking Requirements for Massage Establishments, and an Amendment to Title 4 (Business Regulations), Modifying Chapter 4-28 (Massage Establishments) to clarify the process of Massage Establishment Operator’s Permit Issuance.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Dore J. Gilbert, M.D., Council Member
SECONDER:	Janine Heft, Council Member
AYES:	Don Sedgwick, Mayor; Melody Carruth, Mayor Pro Tempore; Dore J. Gilbert, M.D., Council Member; Janine Heft, Council Member; Barbara D. Kogerman, Council Member

5.2 Confirmation of 2017 Weed Abatement Cost Report

Public Services Director Rosenfield reviewed the information provided in the Staff Report.

Recommendation: That the City Council conduct a Public Hearing regarding the 2017 Weed Abatement Cost Report and adopt Resolution No. 2017-07-11-1, A Resolution of the City Council of the City of Laguna Hills, California, confirming the 2017 Weed Abatement Cost Report and providing for the collection of weed abatement assessments on the next regular tax bill levied against the subject parcels for municipal purposes.

Mayor Sedgwick opened the Public Hearing and upon seeing no one rise closed the Public Hearing.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Dore J. Gilbert, M.D., Council Member
SECONDER:	Melody Carruth, Mayor Pro Tempore
AYES:	Don Sedgwick, Mayor; Melody Carruth, Mayor Pro Tempore; Dore J. Gilbert, M.D., Council Member; Janine Heft, Council Member; Barbara D. Kogerman, Council Member

5.3 A Proposed Resolution Amending the City's Comprehensive Fee Schedule By: (1) Adjusting Certain Development Processing Fees and Other City Rates, Charges, and User Fees for Various Government Services Based on the Increase in the Consumer Price Index; and (2) Approving Adjustments that Eliminate, Reduce And/Or Modify Other User Fees and Charges.

Finance Manager Reyes reviewed the information provided in the Staff Report, provided a PowerPoint presentation, and responded to Council requests for additional information.

Mayor Sedgwick opened the Public Hearing and upon seeing no one rise closed the Public Hearing.

Recommendation: That the City Council: (1) Conduct a Public Hearing; and (2) Adopt Resolution No. 2017-07-11-2, A Resolution of the City Council of the City of Laguna Hills, California, amending the Comprehensive Fee Schedule by: (1) Adjusting certain development processing fees and other City rates, charges, and user fees for various government services based on the increase in the Consumer Price Index (CPI); and (2) Approving adjustments that eliminate, reduce, and/or modify other user fees and charges, and finding that the action is statutorily exempt from the California Environmental Quality Act (CEQA) per Section 15273 of the CEQA Guidelines and Public Resources Code Section 21080(B)(8).

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Barbara D. Kogerman, Council Member
SECONDER:	Melody Carruth, Mayor Pro Tempore
AYES:	Don Sedgwick, Mayor; Melody Carruth, Mayor Pro Tempore; Dore J. Gilbert, M.D., Council Member; Janine Heft, Council Member; Barbara D. Kogerman, Council Member

6. ADMINISTRATIVE REPORTS

6.1 City Manager

The City Manager gave no Administrative Reports.

7. MATTERS AGENDIZED AND PRESENTED BY CITY COUNCIL MEMBERS

7.1 Letter of Support for Traffic Relief and Regional Mobility Solutions for South Orange County

Mayor Pro Tempore Carruth directed Council Members attention to the letter provided with the Staff Report, requested staff make a change to the date of the City's incorporation as stated in the letter, and asked Council Members to consider authorizing the letter to be mailed to elected officials in support of traffic relief and regional mobility solutions for South Orange County.

Recommendation: That the City Council authorize the Mayor to sign a letter of support for traffic relief and regional mobility solutions for South Orange County.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Melody Carruth, Mayor Pro Tempore
SECONDER:	Barbara D. Kogerman, Council Member
AYES:	Don Sedgwick, Mayor; Melody Carruth, Mayor Pro Tempore; Dore J. Gilbert, M.D., Council Member; Janine Heft, Council Member; Barbara D. Kogerman, Council Member

8. CITY COUNCIL MEMBER COMMENTS

Council Member Kogerman

Council Member Kogerman congratulated Council Member Heft on her appointment as the 5th District Representative to the ACC-OC. Council Member Kogerman also reported that the first human case of the West Nile Virus has been reported in Orange County, and recommended viewing the documentary "Mosquitoes: The Most Dangerous Animal on Earth."

Mayor Pro Tempore Carruth

Mayor Pro Tempore Carruth thanked staff for coordinating efforts with Mr. Fritz Duda on the Oakbrook development and stated that the monuments are probably the best example of how a private developer can embrace and incorporate into their own design the City's monuments.

Mayor Sedgwick

Mayor Sedgwick congratulated Deputy City Manager Reynolds and Community Services staff for their hard work on the 4th of July event.

City Manager Channing

City Manager Channing recommended that Council Members visit the Public Art located at the Oakbrook Village.

Council Member Heft

Council Member Heft stated that the 4th of July event was enjoyed by all, and congratulated Mayor Sedgwick on his speech. Council Member Heft stated that she is excited to be on ACC-OC Board of Directors and also honored to be elected to the ACC-OC Legislative Committee. She was also sworn in as an alternate for the TCA Board of Directors. Council Member Heft also reported that she is featured in the July Newsletter for the California Women's Leadership Association.

ADJOURNMENT

There being no further business before the City Council at this session, Mayor Sedgwick declared the meeting adjourned at 8:03 p.m.

Melissa Au-Yeung, City Clerk

ATTEST:

Don Sedgwick, Mayor

Approved at meeting of August 22, 2017.

